

SENATE BILL No. 488

DIGEST OF INTRODUCED BILL

Citations Affected: None (noncode).

Synopsis: Department of correction real property. Requires the conveyance to Porter County of certain real property owned by the state and used by the department of correction.

Effective: July 1, 2004.

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January 13, 2004, read first time and referred to Committee on Governmental Affairs and Interstate Cooperation.

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Second Regular Session 113th General Assembly (2004)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2003 Regular Session of the General Assembly.

SENATE BILL No. 488

A BILL FOR AN ACT concerning state and local administration.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. [EFFECTIVE JULY 1, 2004] (a) As used in this
2 SECTION, "commissioner" refers to the commissioner of the
3 Indiana department of administration.

4 (b) As used in this SECTION, "county executive" refers to the
5 county executive of Porter County, Indiana.

6 (c) As used in this SECTION, "department" refers to the
7 Indiana department of administration created by IC 4-13-1-2.

8 (d) As used in this SECTION, "real estate" refers to at least
9 three hundred seventy (370) acres but not more than three
10 hundred eighty-five (385) acres owned by the state of Indiana and
11 used by the department of correction in Section 35, Township 37
12 North, Range 5 West, Pine Township, Porter County, Indiana,
13 more particularly described by a legal description to be determined
14 as provided in subsection (e).

15 (e) Not later than January 1, 2005, the commissioner and the
16 county executive shall mutually determine the legal description of
17 the real estate generally described in subsection (d).

18 (f) The governor and the commissioner are authorized and



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1 directed on behalf of and in the name of the state of Indiana to
 2 convey the real estate to Porter County, Indiana. Except as
 3 provided in this SECTION, the conveyance of the real estate shall
 4 be made without consideration.

5 (g) Conveyance of the real estate is subject to the following:

6 (1) Use of the real estate for park purposes.

7 (2) Highways, easements, and restrictions of record.

8 (h) The real estate reverts to the state if the real estate is not
 9 used for the purposes described in subsection (g)(1).

10 (i) The conveyance of the real estate must comply with
 11 IC 4-20.5-7 to the extent that IC 4-20.5-7 does not conflict with this
 12 SECTION. The department shall have a quitclaim deed prepared
 13 to convey the real estate to Porter County. The deed must state the
 14 conditions and restrictions contained in subsections (g) and (h).
 15 The commissioner and the governor shall sign the deed, and the
 16 seal of the state shall be affixed to the deed.

17 (j) The Porter County commissioners shall have the deed to the
 18 real estate recorded in Porter County, Indiana.

19 (k) The department shall inform the commissioner of the
 20 department of correction when the conveyance required by this
 21 SECTION has been completed.

22 (l) This SECTION expires July 1, 2007.

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